UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTHONY HEPPNER (1) ,
and
THOMAS ANDERSON (2),

Defendants.

Criminal No. 05-094 (JRT/FLN)

ORDER TO REPLACE IDENTITY OF RESTITUTION PAYEE

Francis Magill, Jr., Assistant United States Attorney, **OFFICE OF THE UNITED STATES ATTORNEY**, 300 South Fourth Street, Suite 600, Minneapolis, MN 55415, for plaintiff.

Dean Grau, **ATTORNEY AT LAW**, 80 South Eight Street, Suite 4910, Minneapolis, MN 55402, for defendant Anthony Heppner.

Thomas Anderson, 4505 West Cameron Street, Eau Claire, WI 54703, pro se defendant.

This matter is before the Court on a request from Edith Bagniewski to have all future restitution payments made to Gerald Bagniewski made payable to her. Gerald Bagniewski, a victim of mail fraud, is a recipient of restitution ordered in the above captioned case. Mr. Bagniewski died on March 21, 2011. Edith Bagniewski, the victim's wife, has petitioned the Court to replace Mr. Bagniewski as restitution payee and submitted evidence that she is the victim's sole heir.

IT IS HEREBY ORDERED that counsel for the plaintiff and defendants identified above, may object to Edith Bagniewski's request by filing an objection in writing no later than November 18, 2011.

IT IS FURTHER ORDERED that absent any objections filed from counsel, the Clerk of Court shall direct all future restitution payments received for victim Gerald Bagniewski to Edith Bagniewski.

DATED: November 2, 2011
at Minneapolis, Minnesota

s/ John R. Tunheim
JOHN R. TUNHEIM
United States District Judge